

UTILITY PATENT APPLICATION TRANSMITTAL
(Small Entity)*(Only for new nonprovisional applications under 37 CFR 1.53(b))*Docket No.
3548.04-1Total Pages in this Submission
111**TO THE ASSISTANT COMMISSIONER FOR PATENTS****Box Patent Application**
Washington, D.C. 20231

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

PREPOLYMER COMPOSITION FOR INSULATING FOAMS

and invented by:

Mathias, Pauls and Rene SchumacherIf a **CONTINUATION APPLICATION**, check appropriate box and supply the requisite information:☒ **Continuation** ☐ **Divisional** ☐ **Continuation-in-part (CIP)** of prior application No.: 08/501,020

Which is a:

☒ **Continuation** ☐ **Divisional** ☐ **Continuation-in-part (CIP)** of prior application No.: PCT/EP 94/00385

Which is a:

☐ **Continuation** ☐ **Divisional** ☐ **Continuation-in-part (CIP)** of prior application No.: _____

Enclosed are:

Application Elements

1. ☒ Filing fee as calculated and transmitted as described below
2. ☒ Specification having 19 pages and including the following:
 - a. ☒ Descriptive Title of the Invention
 - b. ☒ Cross References to Related Applications *(if applicable)*
 - c. ☐ Statement Regarding Federally-sponsored Research/Development *(if applicable)*
 - d. ☐ Reference to Microfiche Appendix *(if applicable)*
 - e. ☒ Background of the Invention
 - f. ☒ Brief Summary of the Invention
 - g. ☒ Brief Description of the Drawings *(if drawings filed)*
 - h. ☒ Detailed Description
 - i. ☒ Claim(s) as Classified Below
 - j. ☒ Abstract of the Disclosure

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Application Elements (Continued)

3. ☐ Drawing(s) (when necessary as prescribed by 35 USC 113)
a. ☐ Formal b. ☐ Informal Number of Sheets _____
4. ☒ Oath or Declaration
a. ☐ Newly executed (original or copy) ☐ Unexecuted
b. ☒ Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional application only)
c. ☒ With Power of Attorney ☐ Without Power of Attorney
d. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application,
see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☒ Incorporation By Reference (usable if Box 4b is checked)
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☐ Computer Program in Microfiche
7. ☐ Genetic Sequence Submission (if applicable, all must be included)
a. ☐ Paper Copy
b. ☐ Computer Readable Copy
c. ☐ Statement Verifying Identical Paper and Computer Readable Copy

Accompanying Application Parts

8. ☒ Assignment Papers (cover sheet & documents)
9. ☒ 37 CFR 3.73(b) Statement (when there is an assignee)
10. ☒ English Translation Document (if applicable)
11. ☐ Information Disclosure Statement/PTO-1449 ☐ Copies of IDS Citations
12. ☒ Preliminary Amendment
13. ☒ Acknowledgment postcard
14. ☒ Certificate of Mailing
☐ First Class ☒ Express Mail (Specify Label No.): EL293605585US

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Accompanying Application Parts (Continued)

15. ☒ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☒ Small Entity Statement(s) - Specify Number of Statements Submitted: 1
17. ☐ Additional Enclosures (please identify below):

Certified Transition (2 pages)
Declaration (2 pages)

PCT/EP94/00385 (28 pages)
Preliminary Amendment - New (5 pages)

Fee Calculation and Transmittal

CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	28	- 20 =	8	x \$9.00	\$72.00
Indep. Claims	2	- 3 =	0	x \$39.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$380.00
OTHER FEE (specify purpose)					\$0.00
TOTAL FILING FEE					\$452.00

- ☒ A check in the amount of **\$452.00** to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. **16-1331** as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of _____ as filing fee.
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- ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: November 10, 1999



Signature

Howard M. Peters (Reg. No. 29, 20)

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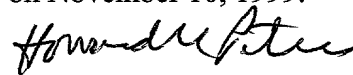
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE (EO/US)

In re Application of)
)
Inventor's Name: Mathias Pauls, et al.) Group Art:
)
U.S. Serial No.: 09/) Examiner:
)
)
U.S. Filing Date: November 10, 1999)
)
Int. Filing Date February 10, 1994)
)
Priority Date Claimed: February 10, 1993)
)
For: PREPOLYMER COMPOSITION FOR)
INSULATING FOAMS)

Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail (Express Mail Label No.: EL293605585US) addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231 on November 10, 1999.



Howard M. Peters (Reg. No. 29,202)

PRELIMINARY AMENDMENT A

Sir:

Prior to examining this application further, please amend the Claims as shown from the enclosed substitute specifications.

IN THE CLAIMS:

1. (Amended) A prepolymer composition for producing polyurethane insulating foams with fire-retardant properties from pressure tanks, which composition consists of a prepolymer component with at least one PU prepolymer with a content of NCO groups of 4 to 20 wt% and usual additives, as well as a propellant component, characterized in that the prepolymer component is substantially halogen-free and has a content of 5 to 40 wt%, based on the prepolymer component, of softening phosphates and/or phosphonates with the formulae $O=P(OR)_3$ and $O=P(OR)_2R$, wherein R, identically or differently, [means] is alkyl, aryl, alkyl aryl or arakyl [with] having up to 10 C atoms.

2. (Amended) The prepolymer composition of claim 1, wherein the characterized by] a PU prepolymer based on aliphatic and aromatic polyisocyanates and polyester polyols.

3. (Amended) The prepolymer composition of claim 2, [characterized in that] wherein the polyisocyanate is [one] based on hexamethylene-1,6-diisocyanate, naphthalene-1,5-diisocyanate, tolylene diisocyanate, isophorone diisocyanate, diphenylmethane diisocyanate or dicyclohexylmethane diisocyanate.

4. (Amended) The prepolymer composition of claim 2 [or 3, characterized in that] wherein the polyester polyols have a molecular weight of 1000 to 2000.

5. (Amended) The prepolymer composition of any of claims 2 to 4, wherein [characterized in that] the polyester polyols are ones based on ethylene glycol or glycerine and aromatic or aliphatic, preferably native, polycarboxylic acids.

6. (Amended) The prepolymer composition of [any of claims 2 to 5, characterized in that] claim 2 wherein the polyester polyols are at least partly phosphorus-modified.

7. (Amended) The prepolymer composition of claim 1 wherein [any of the above claims, characterized by] a content of liquid polybutadiene [of] is

0.01 to 2 wt%.

8. (Amended) The prepolymer composition of claim 7, wherein [characterized in that] the liquid polybutadiene contains about 75% 1,4-cis double bonds, about 24% 1,4-trans double bonds and about 1% vinyl double bonds, has a molecular weight, determined by vapor-pressure osmosis, of about 3000 and a viscosity at 20°C of about 3000 mPa.s.

9. (Amended) The prepolymer composition of claim 1, wherein the [any of the above claims, characterized by a] propellant content is [of] 5 to 40 wt%.

10. (Amended) The prepolymer composition of claim 1, wherein [any of the above claims, characterized in that] the propellant component contains propane, butane and/or dimethylether.

11. (Amended) The prepolymer composition of claim 1, wherein [any of the above claims, characterized in that] the propellant component contains fluorocarbon, in particular R 125, R 134a, R 143 and/or R 152a.

12. (Amended) The prepolymer composition of claim 1, wherein [any of the above claims, characterized in that] it additionally contains a flame-retardant additive which is free from chlorine and bromine.

13. (Amended) The prepolymer composition of claim 12, [characterized in that] wherein the flame-retardant additive is melamine, melamine cyanurate, dimelamine phosphate, melamine phosphate, cyanodiamide, dicyanodiamide, aluminum trihydrate, ammonium polyphosphate or a mixture thereof.

14. (Amended) The prepolymer composition of claim 1, wherein the [any of the above claims, characterized by an] initial service viscosity of the PU prepolymer at 20°C [of] is 5000 to 20000 mPa.s.

15. (Amended) The prepolymer composition of claim 11, [characterized by an] wherein the initial service viscosity of the PU prepolymer is [of] 8000 to 15000 mPa.s.

16. (Amended) Use of softening phosphates and phosphonates [as defined in] of claim 1 for setting polyurethane insulating foams to be flame-

retardant.

17. (Amended) A pressure can for discharging 1C polyurethane insulating foams, filled with the prepolymer composition [of any of claims 1 to 15] of claim 1.

Please examine newly presented Claims 18-28.

--18. The prepolymer composition of Claim 3 wherein the polyester polyols have a molecular weight of 1000 to 2000.

19. The prepolymer composition of Claim 4 wherein the polyester polyols are ones based on ethylene glycol or glycerine and aromatic or aliphatic, preferably native, polycarboxylic acids.

20. The prepolymer composition of Claim 5 wherein the polyester polyols are at least partly phosphorus-modified.

21. The prepolymer composition of Claim 6, wherein a content of liquid polybutadiene is 0.01 to 2 wt%.

22. The prepolymer composition of Claim 8 wherein a propellant content of 5 to 40 wt%.

23. The prepolymer composition of Claim 9, wherein the propellant component contains propane, butane and/or dimethylether.

24. The prepolymer composition of Claim 10, wherein the propellant component contains fluorocarbon, in particular R 125, R 134a, R 143 and/or R 152a.

25. The use of the prepolymer composition of Claim 11 wherein it additionally contains a flame-retardant additive which is free from chlorine and bromine.

26. The prepolymer composition of Claim 13, wherein initial service viscosity of the PU prepolymer at 20°C is [of] 5000 to 20000 mPa.s.

27. The use of the softening phosphates and phosphonates of Claim 11 for setting polyurethane insulating foams to be flame retardant.

28. A pressure can for discharging 1C polyurethane insulating

foams, characterized in that the composition comprises a prepolymer composition of Claim 15.--

REMARKS

Applicant has amended the claims to reflect, for Claims 1-17, the claims as originally filed. None are now multiply dependent. Claims 18-28 reflect the higher numbered claim for each of the multiply dependent claims.

SUMMARY

The examiner is requested to call the undersigned at (415) 324-1677 as soon as possible.

Respectfully submitted,



Date: 11-10-1999

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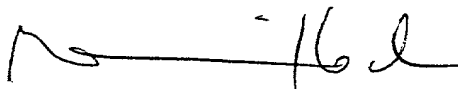


DECLARATION

I, Dr. Monica Koch, of Alte Allee 47, 81245 Munich, Germany, do hereby declare that I am conversant with the English and German languages and that I am a competent translator thereof.

I verify that the attached English translation is a true and correct translation of the German patent application entitled "Prepolymerzusammensetzung für Dämmschäume".

27 July 1995



Description

This invention relates to a prepolymer composition for producing polyurethane insulating foams with fire-retardant properties from pressure tanks which consists of a prepolymer component with at least one PU prepolymer with a content of NCO groups of 4 to 20 wt% and usual additives as well as a propellant component. The invention furthermore relates to the use of softening phosphates and phosphonates as a fire-retardant additive to prepolymer compositions for producing pressure-can polyurethane insulating foams, as well as to pressure cans with such a prepolymer composition for producing polyurethane insulating foams.

The inventive prepolymer composition is used for producing polyurethane insulating foams which are used particularly for insulating purposes by foaming in cavities. The main areas of application are the construction industry, but also technical products in which cavities must be filled to avoid condensation nests. When one-component polyurethane foams are spoken of, these are applied by discharging the prepolymer composition from pressure tanks, for example aerosol cans, on the spot with the help of propellants with a bulk density of 10 to 50 g/l, and processed. 1C foams are moisture-hardening, i.e. they can be cured solely with the help of the moisture contained in the air.

Two-component polyurethane foams require a second hydroxy component for curing the prepolymer composition, generally a polyol which must be added directly before foam formation. Curing can be accelerated by catalysts. Bulk densities in 2C foams are characteristically 10 to 100 g/l.

Transitional forms between 1C and 2C foams are possible. In this case a quantity of a hydroxyl component insufficient for reacting the isocyanate groups is added to the prepolymer before discharge. Such "1.5C foams" are also covered by the invention.

Conventional prepolymer compositions for 1C and 2C

polyurethane insulating foams contain a prepolymer component having a minimum content of reactive NCO groups. The prepolymer itself is a polymer of suitable viscosity with terminal NCO groups. Suitable isocyanates are for example isophorone diisocyanate, referred to as IPDI, tolylene diisocyanate, also referred to as TDI, diisocyanatotoluene, 1,5-diisocyanatonaphthalene, referred to as NDI, triisocyanatotrimethylmethane, 1,6-diisocyanatohexane, referred to as HDI, or 4,4-diisocyanatodiphenylmethane in a raw and pure form or as a mixture. An especially common one is 4,4-diisocyanatodiphenylmethane, also referred to as MDI, which is used both in a raw form (raw MDI) and in the form of pure 2,4- and 4,4-isomers or mixtures thereof. One can likewise use the two common TDI isomers alone or in a mixture. For producing the prepolymer component one reacts such isocyanates with hydroxy polyethers, polyesters or polyvalent alcohols, making sure the prepolymer acquires a viscosity suitable for the composition.

Insulating foams to be used in the construction industry, so-called B2 foams, must be set to be fire-retardant according to the national specifications. This is usually done by adding fire-retardant substances to the foaming materials, in particular chlorine- and bromine-containing organic compounds. Particularly well-known ones are chlorine and bromine derivatives from diphenyl ether and biphenyl, for example pentabromobiphenyl ether and polychlorinated biphenyls. Despite their excellent fire-retardant properties these substances have fallen into dispute for toxicological reasons. If their approval has not yet lapsed, there are phasing-out deadlines. In addition, packings containing foamer residues polluted with such fire-retardant substances are subject to cost-intensive restrictions on disposal. The same applies to the finished foams when they are no longer needed and must be removed.

The problem of the invention is therefore to provide a PU prepolymer which can be set to be fire-retardant without

using conventional chlorine- and bromine-containing organic materials and is thus halogen-free in the prepolymer component.

This goal is achieved with a prepolymer composition of the abovementioned type wherein the prepolymer component is substantially halogen-free and has a content of 5 to 40 wt%, based on the prepolymer component, of softening phosphates and/or phosphonates.

The inventively applied phosphates and phosphonates have the general formulae $O=P(OR)_3$ and $O=P(OR)_2R$, wherein R can have different meanings in one and the same molecule and means alkyl, aryl, alkyl aryl or aralkyl with up to 10 C atoms.

The inventive prepolymer compositions generally contain a PU prepolymer based on known aliphatic and aromatic polyisocyanates and polyester polyols. It has turned out that particularly polyester polyols make a considerable contribution to the fire-retardant standardization of the inventive prepolymer compositions.

For producing the inventively applied prepolymer composition one uses conventional aliphatic and aromatic polyisocyanates. In particular one uses polyfunctional isocyanates with a mean of 2 to 4 isocyanate groups, both in monomeric and in oligomeric form. As stated at the outset, these prepolymer compositions are themselves reaction products from monomers or oligomers containing isocyanate groups, and components reactive therewith, in particular hydroxyfunctional compounds. Suitable initial polyisocyanates are the ones mentioned at the outset and those stated for example in DE-A-42 15 647.

Especially suitable isocyanate prepolymers for these prepolymer compositions are ones based on HDI, MDI, TDI, NDI, 4,4'-dicyclohexylmethanediisocyanate and IPDI. The isocyanate prepolymers can be set to be low-monomer or substantially monomer-free.

The NCO content in the applied prepolymer component is

between 4 and 20 wt%, preferably between 6 and 18 wt% and in particular between 7 and 13 wt%.

When producing the isocyanate prepolymers one uses usual hydroxy components, for example polyether, polyester or modified vegetable oils with a sufficient hydroxyl number, approximately in the range of 100 to 300. Castor oil with a hydroxyl number of about 160 is suitable, as are usual glycols, in particular polyethylene glycols.

It is particularly suitable for inventive purposes to use polyesterols and native polyhydroxy compounds, which develop a synergistic effect with the inventively added softening phosphates and phosphonates. Polyester polyols that can be used are ones based on ethylene glycol or glycerine and aromatic or aliphatic, preferably native, polycarboxylic acids. These polyester polyols can be wholly or partly phosphorus-modified. Suitable polyester polyols have proved to be ones based on phthalic acid, isophthalic acid, terephthalic acid and adipic acid with molecular weights of 1000 to 2000, the polyol component being generally provided by glycols, glycerine and butanediols in a monomeric or oligomeric form. It is also suitable to use polyhydroxy compounds based on aliphatic fatty acids and suitable triglyceride derivatives, as are commercially available. The polyhydroxy compound applied in forming the prepolymer should have a hydroxy functionality in the range of 2 to 4.

The addition of a low quantity of polybutadiene makes it possible to improve the serviceability of the produced foams and obtain a fully foamable, dimensionally stable insulating material. Polybutadiene can be used in combination with PU prepolymers from all usual isocyanates, but is especially advantageous in combination with PU prepolymers based on HDI and MDI.

Suitable polybutadienes to be used are particularly liquid products as are offered by Hüls AG with a viscosity of at least 500 mPa.s at 20°C. Viscosity is preferably at least 2000 mPa.s at 20°C and in particular about 3000 mPa.s at

20°C. An especially suitable liquid polybutadiene is sold under the designation Polyöl 130 with about 75% 1,4-cis double bonds, about 24% 1,4-trans double bonds and about 1% vinyl double bonds and a molecular weight (vapor-pressure osmotic) of about 3000. The content of liquid polybutadiene according to the invention is 0.01 to 2 wt% and preferably 0.05 to 1 wt%, based on the prepolymer component to which it is added.

Suitable polybutadienes are furthermore those products of higher molecular weight which can be added to the prepolymer composition in a dissolved form or be dissolved therein. Also one can use higher-molecular polymeric hydrocarbons containing double bonds.

The molecular weight of suitable stabilizing additives is expediently 1000 to 9000, in particular up to 5000.

Along with pure (liquid) polybutadiene one can also use copolymers of 1,3-butadiene with other 1,3-dienes, for example isoprene, 2,3-dimethylbutadiene and piperylene, and with vinylaromatic compounds such as styrene, α -methylstyrene, vinyl toluene and divinylbenzene. The content of comonomers in the copolymers should not exceed 50 mol%. Such copolymers are regarded as falling within the designation "(liquid) polybutadiene" if they are liquid or soluble.

It is assumed that the dimensionally stabilizing effect of polybutadiene is based on its ability to crosslink in the presence of oxygen.

If a monomer-reduced prepolymer is used it is obtainable for example by removing the monomer in a thin-layer evaporator. Alternatively or additionally one can react (residual) isocyanate monomer with a hydroxy polyether and/or polyester and/or modified vegetable oil. Suitable vegetable oils are ones with a hydroxyl number of 100 to 300, for example castor oil with a hydroxyl number of about 160. According to the invention it is readily possible to obtain stable foams with such monomer-reduced prepolymer components, provided the polybutadiene is added. A prepolymer composition is termed low-monomer if it has less than 10% monomer, in particular

less than 5% monomer; and substantially monomer-free if it has less than 2, preferably less than 1 and in particular less than 0.5 wt% monomer, always based on the prepolymer component, i.e. the reactive isocyanate-containing component present in the composition.

The prepolymer can contain usual additives, for example polysiloxanes for cell regulation, further usual flameproofing agents, softeners, catalysts, viscosity regulators, dyes, rheology-controlling additives and the like. The prepolymer composition, i.e. the PU prepolymer including all additives without propellants, expediently has an initial service viscosity at 20°C of 5000 to 20000 mPa.s and preferably of 8000 to 15000 mPa.s. According to the invention the content of NCO groups in the PU prepolymer is 4 to 20 wt%, preferably 6 to 18 wt% and in particular 7 to 13 wt%, based on the prepolymer component.

To increase the fire-retardant effect of the insulating foams produced with the inventive prepolymer composition it may be expedient to add further flame-retardant additives which should also be free from chlorine and bromine in this case. It has proved particularly suitable to use melamine and melamine derivatives, for example melamine phosphate, dimelamine phosphate and melamine cyanurate, as well as cyanodiamide, dicyanodiamide, aluminum trihydrate, ammonium polyphosphate, in particular in a finely encapsulated form, and also red phosphorus. These agents are added in a finely divided form or as an emulsion. A wetting agent is generally likewise necessary for stabilizing the prepolymer composition. Conventional wetting agents can be used.

The inventive prepolymer composition contains in particular propane, butane and/or dimethylether as a propellant component. Further propellants that can be used in the component are fluorocarbons which are liquefiable under the pressure conditions prevailing in a pressure tank, for example R 125, R 134a, R 143 and R 152a. To minimize the content of combustible and halogen-containing propellants one can add

further gases which are not condensable under the pressure conditions prevailing in the pressure can, for example CO_2 , N_2O or N_2 . CO_2 is particularly preferred since it can partly dissolve in the prepolymer component and thereby contribute to foam formation, while also acting as a good propellant. If fluorine-containing propellants are dispensed with, the entire prepolymer composition can be set to be halogen-free.

The propellant component of the prepolymer composition expediently constitutes 5 to 40 wt%. The CO_2 content in the propellant can be for example about 5 wt%, based on the total propellant component. The content of gases not condensable under the prevailing pressure conditions should be such that the volume based on the empty space in the pressure tank yields a pressure of about 8 to 10 bars, depending on the relevant national specification for pressure tanks (aerosol cans). The empty space in the pressure tank is the space assumed by the uncondensed components of the prepolymer composition.

The liquid butadiene is optionally added to the prepolymer composition in solution along with an emulsifier - for example in a weight ratio of 80/20 -, preferably in solution with a hydroxy vegetable oil suitable for controlling the isocyanate content of the PU prepolymer. It has proven especially suitable to use castor oil with a hydroxyl number of 160, but any other hydroxy vegetable oils and hydroxy polyethers and polyesters can also be used. These are hydroxy components as are conventionally used for modifying viscosity in the formulation of prepolymer compositions.

The inventive prepolymer compositions can be used as 1C, 1.5C and 2C polyurethane foams. With 2C foams the polyol component required for curing the foam, and optionally a further component, are kept separate from the prepolymer composition in known fashion and added only directly before or during discharge. The corresponding methods are widely described and known to the expert, as are suitable two-component pressure cans with a separate tank for the second component.

The second component can be in particular usual polyols, in particular glycol, glycerine and butanediol. To accelerate the curing reaction it may be expedient to add to this second component a usual catalyst, for example tin dioctoate, cobalt naphthenate and octoate, dibutyl tin dilaurate, metallic, in particular ferrous, acetylacetate, DABCO crystalline and N-methyl-2-azanorbornane. Further catalysts are triethylenediamine, trimethylaminoethylpiperazine, pentamethyldiethylenetriamine, tetramethyliminobispropylamine, bis(dimethylamino-propyl)-N-isopropanolamine. It is also suitable to use heteroaromatic amines, as stated for example in DE-A-42 15 647.

The invention relates finally to the use of softening phosphates and phosphonates, as defined above, for setting polyurethane insulating foams to be fire-retardant. The invention also relates to pressure cans for discharging polyurethane insulating foams which are filled with a prepolymer composition and optionally a separate polyol component, as described above.

The inventive prepolymer compositions have the advantage that they can be produced substantially free from chlorine and bromine and can still be set to be fire-retardant without a need to add the usual halogen-containing flameproofing agents. This means that the addition of flameproofing agents for B2 foams according to DIN 4102 can be largely or fully dispensed with. If necessary, the prepolymer compositions can also be set to be substantially halogen-free, i.e. one can dispense not only with halogen-containing flameproofing agents but also with fluorocarbons as propellants. In this case it is sufficient for the propellant component to contain propane, butane, dimethylether and/or CO₂.

It has turned out that these flame-retardant properties are due in particular to the trialkyl and triaryl phosphates and phosphonates. One can mention diphenylcresyl phosphate, triphenyl phosphate, tricresyl phosphate, triethyl phosphate, dimethylmethane phosphonate, diethylethane phosphonate and the like. One can further mention 2-ethylhexyldiphenylphos-

phate and phosphoric acid-1,3-phenylenetetraphenylester, which are commercially available under the designations Posflex 362 and Fyroxflex RDP. Such phosphates and phosphonates are present in the prepolymer composition in a quantity of 5 to 40 wt%, based on the prepolymer. They have the advantage that they do not disturb the balance of prepolymer, propellant and thinners in the prepolymer composition but rather stabilize it, while conventional halogen-containing flameproofing agents interfere with this balance and can only be present with about 12 to 14 wt%. At the same time they have a softening function.

The inventive prepolymer composition is produced in the fashion known in the art, whereby if low-monomer prepolymer is used it is put in the pressure tank as such or arises therein. One then optionally adds to the prepolymer the liquid polybutadiene, e.g. mixed with a surface-active agent and emulsified in a hydroxy oil, for example castor oil. The hydroxy oil or castor oil simultaneously serves to finely adjust the NCO content of the prepolymer and lower the monomer content. Then the additives, such as flameproofing agents, stabilizers, softeners, catalysts, etc., are added, whereupon the pressure tank (aerosol can) is sealed and the propellant impressed.

The invention will be explained by the following compositions.

Examples 1 and 2

Desmodur 44 V 20 L, a polyisocyanate with 31.6 wt% NCO groups from Bayer, is mixed in a protective atmosphere with the polyol component. The latter consists of Desmophen PU 578, a polyol with the hydroxyl number 213, castor oil with a hydroxyl number of 155, diphenylcresyl phosphate as a softener and flame-retardant (Disflamoll DPK), a usual polysiloxane for stabilization (Tegostab BF 2270, hydroxyl number 40) and a 10% emulsion of a liquid polybutadiene with a mo-

molecular weight of about 3000 and a viscosity at 20°C of 3000 mPa.s in castor oil (Tego IMR 830 from Goldschmidt; weight ratio polybutadiene/emulsifier 80/20). As a catalyst Texacat DMDEE (2,2-dimorpholinodiethylether) is added.

Component	Example 1	Example 2
Desmophen PU 1578	380	380
Disflamoll DPK	543	273
Fyroflex RDP	-	270
Tegostab BF 2270	20	20
Tego IMR 830 (10%)*	50	50
Texacat DMDEE	7	7
Polyol mixture (parts by weight)	1000	1000
Polyol mixture	275 g	275 g
Desmodur 44 V 20 L	385 g	385 g
R 134a	75 g	75 g
i-butane	30 g	30 g
Dimethylether	35 g	35 g
Total	800 g	800 g
Gas fraction (wt%)	18%	18%
NCO (wt%)	15.6	15.6

Examples 3 to 7

Inventive prepolymer compositions were produced by the following recipes analogously to Examples 1 and 2. The compositions yield a fire-retardant insulating foam with good insulating properties.

Desmophen PU 1578 designates a polyester polyol based on phthalic acid/adipic acid with the hydroxyl number 213, Amgard V 82 a phosphorus-modified polyol with the hydroxyl number 110, Unichema VCN 90.243 a hydroxy component with the hydroxyl number 107 based on ethylene glycol adipates and native fatty acids, Sovermol 1068 an aliphatic triglyceride based on soy oil with the hydroxyl number 190, Sovermol 1072 N an aliphatic fat-chemical polyester triol with the hydroxyl number 100, and castor oil one with the hydroxyl number 155. The propellant is the mixture of Examples 1 and 2.

Components	Parts by weight				
	3	4	5	6	7
Desmophen PU	280		200	300	223
Amgard V 82	100				
Desmophen VPPU		550		223	
Unichema VCN			200		
Sovermol 1068					100
Sovermol 1072/V					150
Castor oil			200		
Disflamoll	543	373	323	400	450
Tegostab BF 2270	20	20	20	20	20
Tego IMR 830 (10%)	50	50	50	50	50
Texacat	7	7	7	7	7
Polyol component 3/7	1000	1000	1000	1000	1000
Polyol component 3/7	275 g	280 g	280 g	280 g	280 g
Desmodur 44 V 20 L	385 g	380 g	380 g	380 g	380 g
Propellant	140 g	140 g	140 g	140 g	140 g
Total	800 g	800 g	800 g	800 g	800 g
NCO (wt%)	15.7	16.0	14.9	15.1	15.3

Component	Parts by weight				
	8	9	10	11	12
Desmophen PU	300	223	223	300	300
Amgard C 82					100
Desmophen VPPU		200	200		
APP 200 B	200				
Prilast 3185					100
Sovermol 1068			100		
Castor oil		100		200	
Disflamoll DPK	423		250		
TKP		300			423
TPP				423	
Fyroflex RDP		100			
Phosflex 362			150		
Tegostab BF 2270	20	20	20	20	20
Tego IMR 830 (10%)	50	50	50	50	50
Texacat DMDEE	7	7	7	7	7
Polyol component 8/12	1000	1000	1000	1000	1000
Polyol component 8/12	275 g	300 g	280 g	280 g	270 g
Desmodur					
44 V 20 L	385 g	370 g	380 g	380 g	380 g
Propellant	140 g	140 g	140 g	140 g	140 g
Total	800 g	810 g	800 g	800 g	790 g
NCO (wt%)	14.9	14.3	15.1	14.9	14.5

Inventive prepolymer composition were produced by the following recipes analogously to Examples 1 and 2. The compositions yield a fire-retardant insulating foam with good insulating properties.

The softeners used are diphenylcresyl phosphate (Disflammol DPK), tricresyl phosphate (Disflammol DKP), triphenyl phosphate (20% in DKP, Disflammol TPP), dimethylmethane phosphonate (Amgard DMMP), phosphoric acid-1,3-phenylenetetraphenylester (Fyroflex RDP) and 2-ethylhexyldiphenylphosphate (Phosflex 362). APP 200 B designates an aromatic polyester polyol from Union Carbide, Priplast 3185 a polyhydroxy compound based on ethylene glycol adipate and dimeric fatty acids from Unichema.

Component	Parts by weight				
	13	14	15	16	17
Desmophen PU	300	300	300	300	300
Disflammol DPK	468	468	468	468	468
Melamine cyanurate	150				75
Securoc A 5 F		150			75
Cyanodiamide			150		
Hostaflamm				150	
Tegostab BF 2270	20	20	20	20	20
Wetting agent (BYK 160)	5	5	5	5	5
Tego IMR 830(10%)	50	50	50	50	50
Texacat DMDEE	7	7	7	7	7
Polyol component 13/17	1000	1000	1000	1000	1000
Polyol component 13/17	310 g	310 g	310 g	310 g	310 g
Desmodur					
44 V 20 L	360 g	360 g	360 g	360 g	360 g
Propellant	140 g	140 g	140 g	140 g	140 g
Total	810 g	810 g	810 g	810 g	810 g
NCO (wt%)	14.5	14.5	14.5	14.5	14.5

Inventive prepolymer compositions were produced by the following recipes analogously to Examples 1 and 2. The compositions yield a fire-retardant insulating foam with good insulating properties.

Securoc A 5 F designates an aluminum trihydrate and Hostaflamm AP 462 an ammonium polyphosphate in an encapsulated form or functionally modified on the surface. The propellant mixture is the same as in Examples 1 and 2.

With constant stirring the desired quantity of the above-described mixture is put in a moisture-free pressure tank which is sealed with a dome provided with a valve, optionally with introduction of a cartridge having the second component. After sealing, a corresponding quantity of propellant is impressed. The individual components of the propellant mixture are expediently impressed successively and optionally filled up again in a second pass. An especially suitable mixture is of 21.5% i-butane and 28.5% dimethylether and 50% fluorocarbon.

In the following monomer-reduced prepolymer compositions and filling proportions for a pressure tank with a filling ratio of 75% are stated. Both compositions yield an insulating foam with good service properties.

Claims

1. A prepolymer composition for producing polyurethane insulating foams with fire-retardant properties from pressure tanks which consists of a prepolymer component with at least one PU prepolymer with a content of NCO groups of 4 to 20 wt% and usual additives, as well as a propellant component, characterized in that the prepolymer component is substantially halogen-free and has a content of 5 to 40 wt%, based on the prepolymer component, of softening phosphates and/or phosphonates with the formulae $O=P(OR)_3$ and $O=P(OR)_2R$, wherein R, identically or differently, means alkyl, aryl, alkyl aryl or aralkyl with up to 10 C atoms.

2. The prepolymer composition of claim 1, characterized by a PU prepolymer based on aliphatic and aromatic polyisocyanates and polyester polyols.

3. The prepolymer composition of claim 2, characterized in that the polyisocyanate is one based on hexamethylene-1,6-diisocyanate, naphthalene-1,5-diisocyanate, tolylene diisocyanate, isophorone diisocyanate, diphenylmethane diisocyanate or dicyclohexylmethane diisocyanate.

4. The prepolymer composition of claim 2 or 3, characterized in that the polyester polyols have a molecular weight of 1000 to 2000.

5. The prepolymer composition of any of claims 2 to 4, characterized in that the polyester polyols are ones based on ethylene glycol or glycerine and aromatic or aliphatic, preferably native, polycarboxylic acids.

6. The prepolymer composition of any of claims 2 to 5, characterized in that the polyester polyols are at least partly phosphorus-modified.

7. The prepolymer composition of any of the above claims, characterized by a content of liquid polybutadiene of 0.01 to 2 wt%.

8. The prepolymer composition of claim 7, characterized in that the liquid polybutadiene contains about 75% 1,4-cis

double bonds, about 24% 1,4-trans double bonds and about 1% vinyl double bonds, has a molecular weight, determined by vapor-pressure osmosis, of about 3000 and a viscosity at 20°C of about 3000 mPa.s.

9. The prepolymer composition of any of the above claims, characterized by a propellant content of 5 to 40 wt%.

10. The prepolymer composition of any of the above claims, characterized in that the propellant component contains propane, butane and/or dimethylether.

11. The prepolymer composition of any of the above claims, characterized in that the propellant component contains fluorocarbon, in particular R 125, R 134a, R 143 and/or R 152a.

12. The prepolymer composition of any of the above claims, characterized in that it additionally contains a flame-retardant additive which is free from chlorine and bromine.

13. The prepolymer composition of claim 12, characterized in that the flame-retardant additive is melamine, melamine cyanurate, dimelamine phosphate, melamine phosphate, cyanodiamide, dicyanodiamide, aluminum trihydrate, ammonium polyphosphate or a mixture thereof.

14. The prepolymer composition of any of the above claims, characterized by an initial service viscosity of the PU prepolymer at 20°C of 5000 to 20000 mPa.s.

15. The prepolymer composition of claim 11, characterized by an initial service viscosity of the PU prepolymer of 8000 to 15000 mPa.s.

16. Use of softening phosphates and phosphonates as defined in claim 1 for setting polyurethane insulating forms to be flame-retardant.

17. A pressure can for discharging 1C polyurethane insulating foams, filled with the prepolymer composition of any of claims 1 to 15.

A prepolymer composition for insulating foams

Abstract

A prepolymer composition for producing polyurethane insulating foams with fire-retardant properties from pressure tanks which consists of a prepolymer component with at least one PU prepolymer with a content of NCO groups of 4 to 20 wt% and usual additives, as well as a propellant component, wherein the prepolymer component is substantially halogen-free and has 5 to 40 wt%, based on the prepolymer component, of softening phosphates and/or phosphonates with the formulae $\text{O}=\text{P}(\text{OR})_3$ and $\text{O}=\text{P}(\text{OR})_2\text{R}$.

PHILLIPS, MOORE, LEMPIO & FINLEY

P36195US

Attorney's Docket No. 3548.04

DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT OR CIP APPLICATION)

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: PREPOLYMER COMPOSITION FOR INSULATING FOAMS

the specification of which: *(complete (a), (b) or (c) for type of application)*

REGULAR OR DESIGN APPLICATION

(a) ☒ is attached hereto.

(b) ☐ was filed on _____ as Application Serial No. _____
and was amended on _____

PCT FILED APPLICATION ENTERING NATIONAL STAGE

(c) ☒ was described and claimed in International Application No. PCT/EP94/00385 filed
on February 10, 1994 and as amended on August 9, 1995 as Preliminary
Amendment A

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose the information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations § 1.56(a).

☐ In compliance with this duty there is attached an information disclosure statement. 37 C.F.R. 1.97.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

(complete (d) or (e))

(d) ☐ no such applications have been filed.

(e) ☐ such applications have been filed as follows

**EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION**

Country	Application No.	Date of filing (day, month, year)	Date of issue (day, month, year)	Priority Claimed
NA				<input type="checkbox"/> YES <input type="checkbox"/> NO
				<input type="checkbox"/> YES <input type="checkbox"/> NO
				<input type="checkbox"/> YES <input type="checkbox"/> NO

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION**

NA

CONTINUATION-IN-PART

(complete this part only if this is a continuation-in-part application)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)

POWER OF ATTORNEY

As a named inventor, I hereby appoint HOWARD M. PETERS, Register No. 29,202, HANA DOLEZALOVA, Register No. 30,518, HUGH D. FINLEY, Register No. 27,548, ALLSTON L. JONES, Register No. 27,906, JANIS O. BIKSA, Register No. 33,648, and MICHAEL N. BERG, Register No. 32,195 all of the address listed below, my principal attorney and agents, with full power of substitution and revocation, to appoint other principal and associate attorneys, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of sole or first inventor MATHIAS PAULS

Inventor's signature _____

Date _____ Country of Citizenship Germany and SwitzerlandResidence Mooshaldenstrasse, 9050 Appenzell, SwitzerlandPost Office Address Appenzell, SwitzerlandFull Name of second joint inventor, if any RENE SCHUMACHER

Inventor's signature _____

Date _____ Country of Citizenship SwitzerlandResidence Stelzenrebenstrasse, 9403 Goldach, SwitzerlandPost Office Address Goldach, Switzerland

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- ☐ Signature for third and subsequent joint inventors. Number of pages added _____.
- ☐ Signature by administrator(trix), executor(trix) or legal representative for deceased or incapacitated inventor. Number of pages added _____.
- ☐ Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 C.F.R. 1.47. Number of pages added _____.